

Town of East Hampton
Inland Wetlands and Watercourses Agency
Regular Meeting
June 28, 2023 – 6:30 P.M.
East Hampton Town Hall Meeting Room

DRAFT MINUTES

Present: Chairman Joshua Wilson, David Boule, Peter Wall and Scott Hill.

Absent: Vice-Chairman Dean Kavalkovich

1. Call to Order: The meeting was called to order at 6:37 p.m. by Chairman Wilson.

2. Seating of Alternates: None.

3. Approval of Minutes:

A) May 31, 2023 Meeting: Mr. Hill made a motion to approve the May 31, 2023 minutes as written. The motion was seconded by Mr. Boule. **Vote: 4-0**

4. Communications, Enforcement and Public Comment:

Communications: None.

Enforcement: Mr. DeCarli noted he is evaluating a property by the river and will report on next month.

Public Comment: None.

5. Agent Approval:

A. IW-23-013: Adam Dawidowicz, 56 Tartia Road, 9' x 20' Deck in upland review area, Map 27/ Block 90/ Lot 8. Mr. DeCarli reported agent approval was issued for project.

6. Reading of the Legal Notice: None.

7. Continued Applications:

A. Application IW-23-011: Kevin Kiely, Flanders Road, Install pipe within intermittent water course to create a crossing. Map 26/ Block 87/ Lot 10. Mr. DeCarli, briefly discussed a court case from 2016 referring to roads related to farming operations are exempt from IWWA. Mr. DeCarli noted Mr. Kiely provided a letter regarding proposed road, and record field card classifies the property as agriculture. Mr. Hill discussed as-of-right use and details of proposed work. Chairman Wilson noted as-of-right use indicates

that the Commission has no jurisdiction. Mr. DeCarli explained determination needs to be made by the Commission whether it is an as-of-right use associated with agriculture. Mr. Wall asked if Mr. DeCarli has the authority to review and provide input of proposed work. Mr. DeCarli replied yes and he has discussed proposed plans with the contractor. Mr. DeCarli further explained plans for proposed gravel crossing. Mr. DeCarli briefly discussed DEEP access, solar array that powers pump house, and the community garden. Commission Members briefly discussed as-of-right. Mr. DeCarli further explained court case referring to road construction and agriculture use. Chairman Wilson made a motion to determine that this project is as-of-right based on the fact the crossing will be directly tied to the agricultural use of the property and is therefore exempt from the Wetland Regulations. The motion was seconded by Mr. Hill. **Vote: 4-0**
Commission Members briefly discussed pond and crossing.

8. New Applications:

A. Application IW-23-013: Vernon Poolman, 69 Blue Heron Drive, Install in-ground pool within upland review area, Map 24/ Block 64/ Lot 20/9. Mr. Hill asked if application could be reviewed by agent. Mr. DeCarli replied typically the agent prefers the Commission reviews application first when they are in the Lake Watershed. Chairman Wilson asked if there was a topography map. Contractor replied the area where pool will be installed is fairly level. Mr. Wall asked if area is in the upland review area and Mr. DeCarli replied yes. Mr. Hill made a motion to send Application IW-23-013: Vernon Poolman, 69 Blue Heron Drive, Install in-ground pool within upland review area, Map 24/ Block 64/ Lot 20/9 to the Duly Authorized Agent for approval. The motion was seconded by Mr. Wall. **Vote: 4-0**

B. Application IW-23-014: Princess Pocotopaug Association, Wangonk Trail, Remove boat ramp to construct seawall and side walk along Lake Pocotopaug. Map 09A/ Block 70C/ Lot 44. David Schuler, 8 Seminole Trail, explained the existing boat ramp is in disrepair and is a safety hazard. Mr. Schuler further explained proposed plans to remove boat ramp and replace with a seawall. Mr. Hill asked if the boat ramp was a Town boat ramp and Mr. Schuler replied it is association property. Mr. Schuler further explained location of ramp. Mr. Hill discussed the proposed sea wall location. Mr. Hill asked for survey points of the existing sea walls to establish new sea wall location. Mr. Hill asked for plans for sand or anything beyond the wall. Mr. Schuler replied the ramp is concrete, the base underneath is stones and will be removed. Mr. Wall asked if the stones would be used for wall. Mr. Schuler replied no the existing sea wall is concrete and new proposed sea wall will be concrete. Mr. Hill asked for additional information what is being removed, how the work will be done and what equipment will be used to remove material. Mr. Schuler replied the boat ramp will be removed by an excavator, the concrete and stones will be removed, graded and sea wall installed. Mr. Wall asked if wall will need a footing. Mr. Schuler replied

the current wall has a footing and referred to sea wall plans and noted work to take place when lake level is lowered. Commission Members discussed and asked for a written detailed plan and survey points to determine proposed sea wall location to ensure the sea wall is not encroaching into Lake further. Mr. Boule a made a motion to continue Application IW-23-014: Princess Pocotopaug Association, Wangonk Trail, Remove boat ramp to construct seawall and side walk along Lake Pocotopaug. Map 09A/ Block 70C/ Lot 44 to the next regularly scheduled meeting July 26, 2023. The motion was seconded by Mr. Wall. **Vote: 4-0**

9. Public Hearings: None.

10. New Business:

A. Election of Officers. Mr. Hill made a motion to elect Josh Wilson as Chairman and Dean Kavalkovich as Vice-Chairman for the term ending June 30, 2024. The motion was seconded by Mr. Boule. **Vote: 4-0**

B. Annual Review of Bylaws. Mr. Hill asked if Mr. DeCarli to email Commission Members the Bylaws and would like additional time to review. Commission Members briefly discussed possible changes and agreed to further discuss at next regularly scheduled meeting July 26, 2023.

11. Old Business: None.

12. Public Comments: None.

13. Adjournment: Mr. Wall made a motion to adjourn at 7:11p.m., the motion was Seconded by Mr. Boule. The motion was unanimous in favor.

Respectfully submitted,



Cheryl Guiliano, Recording Clerk